

## **GOVERNMENT OF ANDHRA PRADESH**

### **ABSTRACT**

Prisons Department – National Human Right Commission – Case No.269/1/3/2011-JCD/M-1 - Death of Remand Prisoner No.1863, K.Yadagiri Goud S/o Late Ramulu aged 30 years on 26-02-2011 at SVRR Genl. Hospital, Tirupathi – Investigation through CB-CID – Orders – Issued.

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### **HOME (PRI.HRC) DEPARTMENT**

G.O.Rt.No. 774

DATED:27-05-2014

#### **Read the following:-**

1. From the Assistant Registrar (Law) NHRC, New Delhi, show cause notice in Case No.269/1/3/2011-JCD/M-1, dated 19-07-2013.
2. From the Director General of Prisons & Correctional Services, A.P., Hyderabad, Letter No. Jud-3/78/2011, dated 22-10-2013.
3. Govt. Lr.No.24126/Pri.HRC/2013-3, dated 29-10-2013.
4. From the Assistant Registrar (Law), NHRC, New Delhi, Lr. dated 27-09-2013 in Case No.269/1/3/2011-JCD.
5. G.O.Rt.No.2281, Home (Pri.HRC) Department, dated 02-12-2013.
6. From the Assistant Registrar (Law), NHRC, New Delhi, Lr. dated 04-03-2014 in Case No.269/1/3/2011-JCD.

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#### **ORDER:**

In the reference first read above, the National Human Rights Commission has stated that it has received an intimation from the Incharge Police Station, Alipiri, Tirupathi, A.P regarding the custodial death of remand prisoner, K.Yadagiri Goud, aged 30 years on 26-02-2011. The Hon'ble Commission perused the postmortem and Magisterial Enquiry Report and issued Show Cause Notice u/s 18 (a) (i) of Protection of Human Rights Act, 1993 to the Government to show cause as to why monetary relief should not be recommended to be paid to the next kin of the deceased also directed the IG (Prisons), A.P., to get a detailed enquiry conducted to find out the persons responsible for the death of the prisoner and the Remand Prisoner No.1863, K.Yadagiri Goud.

2. In response to the reference 2<sup>nd</sup> read above, the Director General of Prisons and Correctional Services, A.P., Hyderabad in the reference 3<sup>rd</sup> read above has furnished the reply to the show cause notice. He has concluded that there is no negligence on the part of the Jail Officials of Sub-Jail, Grade-II, Chittoor in providing treatment to the prisoner. The Government in the reference 3<sup>rd</sup> read above furnished copy of the same to the National Human Rights Commission, New Delhi for kind perusal.

3. In the reference 4<sup>th</sup> read above, the Assistant Registrar (Law), NHRC recommended the Government to pay the ex-gratia amount of Rs.3.00 lakhs to the next kin of the deceased prisoner, K.Yadagiri Goud and submit compliance report along with proof of payment within six weeks.

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4. Pursuant to the directions of the Hon'ble Commission, the Government in the reference 5<sup>th</sup> read above has sanctioned an ex-gratia amount of Rs.3.00 lakhs to the next kin of the deceased and requested the Director General of Prisons and Correctional Services, Andhra Pradesh, Hyderabad to draw the said amount and place at the disposal of the Collector and District Magistrate, Chittoor for making payment to the legal heirs of the Remand Prisoner, K.Yadagiri Goud and submit proof of payment.

5. In the reference 6<sup>th</sup> read above, the Assistant Registrar (Law), NHRC has stated that the detailed report submitted by the Director General of Prisons and Correctional Services, A.P, Hyderabad does not appear to be satisfactory. Hence, the Government is directed to get the matter enquired through a responsible independent agency and submit the report within 8 weeks.

6. The Government after careful examination of the matter and keeping in view of the directions of National Human Rights Commission, hereby order for investigation by the Additional Director General of Police, CB/CID, Hyderabad, regarding the death of K.Yadagiri Goud on 26-02-2011, at SVRR General Hospital, Tirupathi with a direction to take immediate necessary action, accordingly and submit a report in the matter, within one month. Copies of the references read above are furnished herewith.

7. The Director General of Prisons & Correctional Services, A.P., Hyderabad, is shall take necessary steps to furnish the details of the documents to the Additional Director General of Police, CBCID, A.P., Hyderabad and also take necessary steps for ensuring speedy investigation, including appointing a Nodal Officer, to assist the Additional Director General of Police, CBCID, A.P., Hyderabad as per the instructions issued in the U.O.Note No.1067/L&O-1/A1/2000-4, dated 30-10-2000 General Administration (Law & Order-1) Department.

8. This order issues with the concurrence of the Home (SC-B) Department vide their U.O.No.126/SC-B/A1/2014, dated 23-05-2014.

T.P.DAS  
SPECIAL CHIEF SECRETARY TO GOVERNMENT (FAC)

To  
The Additional Director General of Police, CBCID, Hyderabad (w.e)  
The Director General of Prisons & Correctional Services, A.P., Hyderabad.

Copy to

The General Administration (HRC) Department.  
The Home (SC.B) Department.  
The Law (E) Department.  
The Collector and District Magistrate, Chittoor.  
The Superintendent,  
The Assistant Registrar (Law), Faridkot House, Copernicus Marg,  
National Human Rights Commission, New Delhi.  
SC/SF

//FORWARDED :: BY ORDER//

SECTION OFFICER